

**In the United States District Court  
For the Southern District of Georgia  
Waycross Division**

 FILED  
Scott L. Poff, Clerk  
United States District Court

*By mgarcia at 2:46 pm, Nov 26, 2019*

MARCELO HERNANDEZ IBARRA,

Petitioner,

v.

TRACY JOHNS,

Respondent.

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CIVIL ACTION NO.: 5:19-cv-15

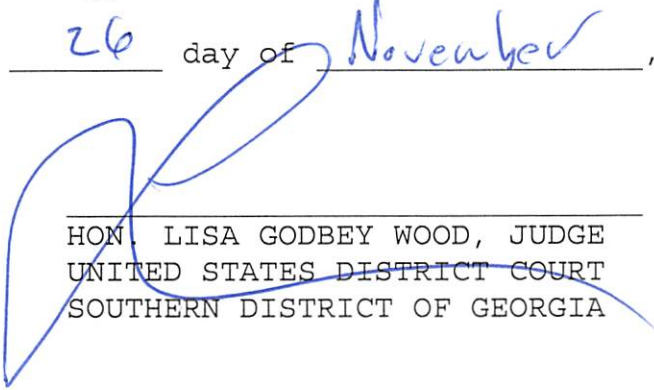
**ORDER**

After an independent and de novo review of the entire record, the Court concurs with the Magistrate Judge's Report and Recommendation. Dkt. No. 8. Petitioner Marcelo Ibarra ("Ibarra") did not file Objections to this Report and Recommendation.

Accordingly, the Court **ADOPTS** the Magistrate Judge's Report and Recommendation, **GRANTS** Respondent's Motion to Dismiss, **DISMISSES** without prejudice Ibarra's 28 U.S.C. § 2241 Petition for failure to exhaust his administrative remedies, and **DIRECTS** the Clerk of Court to **CLOSE** this case and enter the appropriate judgment of dismissal. Additionally, the Court **DENIES** Ibarra in

*forma pauperis* status on appeal.

SO ORDERED, this 26 day of November, 2019.



HON. LISA GODBEY WOOD, JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA